IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 4TH DECEMBER 2007 / 13TH AGRAHAYANA 1929

Bail Appl..No. 7422 of 2007()

CMP.7429/2007 of J.M.F.C.-III,NEYYATTINKARA
CRIME NO.55/2007 OF THIRUPURAM EXCISE RANGE

.....

: PETITIONER/ACCUSED

LALITHA, AGED 42, D/O. DESAMMA
RESIDING AT MELEVILAKOM,
KOTTAMPAZHANJI LAKSHAMVEEDU COLONY
KAZHIVOOR DESOM, KANJIRAMKULAM VILLAGE
NEYYATTINKARA TALUK.

BY ADV. SRI.BLAZE K.JOSE

RESPONDENTS: COMPLAINANT

STATE OF KERALA ,
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, REPRESENTING
EXCISE INSPECTOR, THIRUPURAM EXCISE RANGE.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.7422 of 2007

Dated this the 4th day of December 2007

O R D E R

Application for regular bail. The petitioner, a woman, faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 2 litres of arrack on 09/11/2007. She surrendered later on 19/11/2007 and continues in custody from that date. She has one more case under the Kerala Abkari Act registered against her earlier, submits the learned Public Prosecutor.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigating officer is granted reasonable further time to complete the investigation and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be enlarged on bail on the following terms and conditions:

i) The petitioner shall not be released on bail on the strength of this order prior to 15/12/2007. The investigating officer shall, in the meantime, make every endeavour to complete the investigation.

ii) She shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioner shall make herself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months from the date of her release and thereafter as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007